

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

GEMINI FISHING, INC.,)
Plaintiff,)
)
v.) C.A. No. 1:24-cv-12536-WGY
)
UNITED STATES DEPARTMENT OF)
HOMELAND SECURITY; ALEJANDRO)
MAYORKAS, in his capacity as Secretary)
of United States Department of Homeland)
Security; UNITED STATES COAST)
GUARD, and AMY M. BEACH, in her)
capacity as Director of Inspections and)
Compliance, National Vessel)
Documentation Center for the United States)
Coast Guard,)
Defendants.)

**MEMORANDUM IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTIVE
RELIEF PENDING REVIEW**

Plaintiff, Gemini Fishing, Inc. (“Gemini”), moves pursuant to 5 U.S.C. § 705 and Fed. R. Civ. P. 65 for preliminary injunctive relief pending review, suspending the cancellation and ordering reinstatement of the Certificate of Documentation and fishing endorsement for Gemini’s fishing vessel, F/V VELARIS, until the conclusion of this case.

Gemini files herewith a supporting memorandum of law and declarations by Gregory Kulpinski and Garrett Norton.

In order to avoid irreparable harm to Gemini, Gemini respectfully requests that the Court rule on this motion before December 1, 2024.

Respectfully submitted,
Gemini Fishing, Inc.,
by its Attorneys,

/s/ John A. Markey, Jr.

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Date: October 25, 2024

Attorneys for Plaintiff Gemini Fishing, Inc.

CERTIFICATE OF SERVICE

I hereby certify that this document was electronically filed with the clerk of the court on October 25, 2024, and that is available for viewing and downloading from the Court's ECF system.

A copy of this document has been mailed by Certified Mail on October 25, 2024 to:

United States Department of Homeland Security and
United States Coast Guard
c/o U.S. Attorney for District of Massachusetts
1 Courthouse Way
Suite 9200
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Alehandro Mayorkas

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/s/ Michael J. Daly